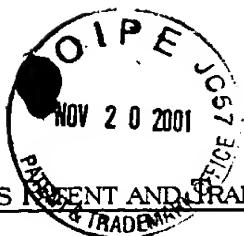




UNITED STATES PATENT AND TRADEMARK OFFICE



COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/898,451	07/05/2001	Walter Simbirski	46763-9

CONFIRMATION NO. 8125

FORMALITIES LETTER



OC00000006446196

BENNETT JONES LLP
4500 Bankers Hall East
855 - 2nd Street SW
Calgary, AB T2P 4K7
CANADA

Date Mailed: 08/20/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 710 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 840.**

11/26/2001 SSANDARA 00000011 022057 09898451

01 FC:201 370.00 CH
02 FC:205 65.00 CH

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



Docket 46763-9

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re:

Applicant: SIMBIRSKI, Walter

Group Art Unit: 2681

Serial No.: 08/898,451

Examiner: not known

Filed: July 5, 2001

For: "SIMULTANEOUS DATA TRANSMISSION/POLLING METHOD"

Honourable Commissioner of Patents
and Trademarks,
Washington, D.C. 20231,
U.S.A.

Sir:

**RESPONSE TO NOTICE OF MISSING PARTS OF NONPROVISIONAL
APPLICATION FILED UNDER 37 CFR 1.53(b)**

In response to the NOTICE OF MISSING PARTS OF NONPROVISIONAL APPLICATION FILED UNDER 37 CFR 1.53 (b) dated August 20, 2001, please find enclosed:

1. A copy of the Notice dated August 20, 2001.
2. A Combined Declaration and Power of Attorney in compliance with 37 CFR 1.63 properly signed by the inventor and identifying the application by the Application Number and Filing Date.
3. An assignment evidencing the transfer of rights in this application from Walter Simbirski to WAVERIDER COMMUNICATIONS INC.
3. The bank draft of Bennett Jones LLP containing FIVE HUNDRED AND THIRTY DOLLARS (\$530.00) for payment of the filing fee for a small entity (\$370.00), the surcharge (\$65.00), the one month extension fee (\$55.00) and the assignment (\$40.00). The Commissioner of Patents is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 02-2057. Two copies of this form are enclosed for use in connection with deposit account activity.

Favorable consideration is respectfully requested.

Respectfully submitted,

Jeffrey T. Daines, Reg. No.41,540

BENNETT JONES LLP
4500 Bankers Hall East
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Calgary, Alberta
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Date: Nov. 19, 2001